

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

JESSICA JONES, et al.,

Plaintiffs,

v.

VARSITY BRANDS, LLC, et al.

Defendants.

Case No. 2:20-cv-02892-SHL-tmp

JURY DEMAND

**CERTIFICATE OF CONSULTATION BETWEEN INDIRECT PURCHASER
PLAINTIFFS AND CHARLESBANK CAPITAL PARTNERS, LLC AND BAIN
CAPITAL PRIVATE EQUITY**

Before the Court is Indirect Purchaser Plaintiffs' Motion to Compel 30(b)(6) deposition testimony from Defendants ("Motion") Charlesbank Capital Partners, LLC ("Charlesbank"), and Bain Capital Private Equity ("Bain").

Per Local Rule 7.2, this is to certify that counsel for Plaintiffs, Charlesbank, and Bain have consulted regarding the issues presented in this motion and have not been able to reach accord. The dates and manner of the consultations are as follows:

On April 28, 2022, Joseph Saveri, Kevin Rayhill, and David Seidel for Plaintiffs met by phone with Steve Kaiser and George Cary for the Defendants. The parties discussed the relevant issues. On May 4, 2022 Plaintiffs sent Defendants a new proposal for a limited set of 30(b)(6) topics. On May 6, David Seidel and Steve Kaiser had another conversation by phone to discuss the revised proposal. The Parties could not reach agreement. On May 11 Plaintiffs offered one final proposal but the parties could not reach agreement.

Plaintiffs affirm that, after consultation between the parties, the parties were unable to reach agreement on the items that are the subject of the accompanying Motion.

Dated: May 19, 2022

Respectfully submitted,

By: /s/ Joseph R. Saveri
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